

JOE WARDY
MAYOR



CITY COUNCIL

SUSAN AUSTIN
DISTRICT NO. 1

ROBERT A. CUSHING, JR.
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

JOHN COOK
DISTRICT NO. 4

DANIEL S. POWER
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

VIVIAN ROJAS
DISTRICT NO. 7

ANTHONY W. COBOS
DISTRICT NO. 8

**REGULAR COUNCIL MEETING
COUNCIL CHAMBERS
JULY 8, 2003
9:00 A.M.**

The City Council met in regular session at the above place and date. Mayor Joe Wardy present and presiding and the following Council Members answered roll call: Susan Austin, Robert A. Cushing, Jr., Jose Alexandro Lozano, John Cook, Daniel S. Power, Paul J. Escobar, Vivian Rojas and Anthony W. Cobos. Absent: None. Meeting was called to order and the invocation was given by Police Chaplain Clift Barnes, followed by the Pledge of Allegiance to the Flag of the United States of America, Mayor's Proclamations & Certificates.

MAYOR'S PROCLAMATIONS

1. National Aquatic Week
2. A Day of Thanks for the Sun City Amateur Radio Club
3. A Day of Thanks for the Men of the Southern Baptist Convention Disaster Relief

No action was taken on the discussion and action for halting the current construction taking place at Chuck Heinrich Park, and for relocating all current and proposed playground constructions away from the Police Officer Memorial; or for moving the actual Police Officer Memorial and flagpoles to another site at the 17.3 acre park, where there will be enough space to preserve the dignity of the Annual Police Officer Memorial Ceremonies. I also request discussion and action concerning the badly needed repairs and future upkeep for the Police Officer Memorial monument, and the replacement of the missing flagpole. [Kelley Ward]

Ms. Kelley Ward presented a PowerPoint presentation to Council outlining that the El Paso Police Department has lost 22 Police Officers in the line of duty. She proceeded to show slides on the bad condition of the Police Officer Memorial monument and requested that Council take action to preserve it.

Mr. Ray Cox, Parks and Recreation Director, explained the future improvements to the park and the restoration work that will be done to the monument prior to the memorial service next year. Damage to the monument had been due to vandalism.

Mr. Gonzalo Cedillos responded to Representative Cook's question on the estimated cost of restoration the monument.

Representative Cook repeated the information stated above and assured Ms. Ward that the City was already looking into restoring the monument and improving the park.

Motion made by Representative Cook, seconded by Representative Cushing and unanimously carried to postpone one (1) week the following item: City employees must be held accountable. City employees were given a pay raise and yet the level of competence has not justified this in all matters. [G. A. "Jorge" Molinar]

Motion made by Representative Cook, seconded by Representative Cushing and unanimously carried to postpone one (1) week the following item: Upper Valley re-zoning. Master Plan needed. Approximately 500 acres of farm land (some outside of City) are likely to be designated for residential re-zoning. Several large parcels were re-zoned without residents being notified. R-3A is being approved by City Council in violation of the promise to keep this area R-1 when it was annexed. All this land must be looked at as a whole instead of each parcel. A Master Plan would give developers some idea what can be R-2 and what must be kept R-1. [G. A. "Jorge" Molinar]

Motion made by Representative Cook, seconded by Representative Cushing and unanimously carried to postpone one (1) week the following item: City Attorney's ruling to send re-zoning application back to Planning Commission. This was after 03-017 was rejected by Planning Commission. [G. A. "Jorge" Molinar]

Motion made by Representative Cook, seconded by Representative Cushing and unanimously carried to delete the following item: City must provide protection from abuse by Police, Municipal Court system and traffic ticket administrative hearing. Municipal Court Arraignment Court is a hardship for people to go just to have a court date set. Police are ticketing customers in parking lots of commercial establishments with full knowledge that a violation has not occurred and the administrative hearing system is ineffectual. [G. A. "Jorge" Molinar]

Motion made by Representative Cook, seconded by Representative Escobar and unanimously carried to recess the City Council meeting at 9:50 a.m. to conduct the Mass Transit Board meeting.

Motion made by Representative Cook, seconded by Representative Power and unanimously carried to reconvene the City Council meeting at 10:00 a.m. from the Mass Transit Board meeting.

Motion made by Representative Cook, seconded by Representative Escobar, and unanimously carried to approve, as revised, all matters listed under the Consent Agenda unless otherwise noted.

(Items approved, postponed, or deleted pursuant to the vote on the Consent Agenda will be shown with an asterisk {*}).

*Motion made, seconded and unanimously carried to approve the Minutes for Regular City Council Meeting of July 1, 2003.

*Motion made, seconded and unanimously carried to postpone four (4) weeks the Resolution placing a condemnation lien on the following property (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Section 18.52.040 and 18.52.080 (Unsafe Structures and Conditions) of the El Paso Municipal Code:

8232 McElroy Avenue	\$6,869.94	Maria Baxley, Executrix of the Estate of Angelica Reyes
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Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Interlocal Governmental Agreement by and between the City of El Paso and the Ysleta Independent School District (YISD) for the furnishing of 4 police officers for the School Resources Officer Program to be conducted within the YISD, contingent upon and in conjunction with the COPS in Schools 2003 grant award. During the first three years of the agreement, officers' salaries will be paid with grant funding and during the fourth year of the agreement, payment will be received from the YISD in an amount equal to 50% of each officer's salary and benefits for the actual number of days each officer works in the Program.

Motion made by Representative Cook, seconded by Representative Cobos, and unanimously carried to approve the above Resolution. Representative Escobar was not present for the vote.

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*RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Interlocal Agreement between Texas Tech University Health Sciences Center Regional Academic Health Center at El Paso and the City of El Paso to permit the use of a City vehicle by the EMSS Medical Director and EMSS Quality Assurance personnel for the performance of quality assurance duties.

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*RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Cooperative Work Study Contract between the **CITY OF EL PASO** and **MARIA ELENA SALAZAR** for the El Paso Library to be paid at the rate of \$5.57 per hour, not to exceed 20 hours per week without permission from the Co-Op Coordinator, in which case student may work up to 40 hours per week. The term of the contract shall be for the period of July 10, 2003 through July 9, 2004.

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*RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement with **SOUTHWEST CREATIVE CATERING & RENTALS D/B/A KAY & COMPANY** to lease the company One (1) 4 Cubic Yard Dumpster for a service fee of \$15.00 for each month for the purpose of collecting the company's recyclable materials in conjunction with the Department of Solid Waste Management's recycling program.

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Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

Authorizing the Deputy Chief Administrative Officer for Building & Planning Services to sign and submit a City-initiated street vacation application and any related documents for the approximate thirty feet of unimproved right-of-way on Concepcion Drive abutting the Texas Tech Health Science Center-El Paso site, and that the Planning Research & Development Department be authorized to accept and formally process the street vacation application.

Representative Rojas asked for clarification and commented that she is glad that the public is being notified.

Ms. Pat Adauto, Deputy Chief Administrative Officer for Building and Planning Services, responded that this is only to submit the application.

Mayor Wardy stated that he would be asking for a detailed report of the developments be given to Council members.

Representative Lozano asked if there were any maps available and commented that the street should be 36 feet wide street instead of 30 feet wide.

Representative Rojas commented that this area is already fenced in and asked when the first public hearing would be.

Motion made by Representative Cook, seconded by Representative Escobar, and unanimously carried to approve the above Resolution.

To All Interested Parties:

Block: A portion of Block 160, Campbell Addition, an Addition to the City of El Paso, El Paso County, Texas, according to the May thereof on File in Book 2, Page 68, Plat Records of El Paso County, Texas

According to the real property records of the County of El Paso, Texas, Hun Seo, 12224 Chisholm Pass Drive, El Paso, Texas 79936, is listed as the Owner of the real property described herein.

The Owner, lien holders, mortgagees, or any other person having an interest in the property are hereby required to submit at the hearing proof of the scope of any work that may be required to bring the building into compliance with Titles 17 and 18 of the code as mandated by Section 18.52.040 of the Municipal Code, and to specify the time it will take to reasonably perform the work.

All documents such as building plans, specifications, drawings, reports from design professionals and any other required documents must be presented to City Council at this hearing.

If the Owner fails, neglects or refuses to comply with the order of City Council the City may pursue one, or more of the following actions:

- I) the city will perform any and all work needed to bring the property into compliance with this order, at its own expense, but for and on account of the Owner, of said property, the cost of which shall be assessed as a lien against the property and;
- II) assess a civil penalty against the property Owner for failure to repair, remove or demolish said Building in an amount not to exceed \$1000.00 a day for each violation, or \$10 a day if the Owner shows that the property is the Owner's lawful homestead and;
- III) the Owner may be confined in jail as permitted by state law and;
- IV) appoint a receiver as permitted by state law.

Any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of the assessment until paid in full; and

That the City Clerk is ordered to provide notice of this hearing to the record Owner and all other persons having an interest in the property as provided by law.

According to the real property records of El Paso County, you own the real property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to the Housing Compliance Office of the Building Permits and Inspections, 5th floor, City Hall, no later than the 20th day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

*NOTICE OF PUBLIC HEARING

To All Interested Parties:

You are hereby notified that at 9:00 a.m. on the 5th day of August, 2003 in the Council Chambers of City Hall, #2 Civic Center Plaza, El Paso, Texas, the City Council of El Paso will hold a public hearing on the question of whether the Building located on the property at 804-812 E. Third Street, in El Paso, Texas, which property is more particularly described as:

Lots: 11 and the North ½ of Lot 12, Block 111, Campbell's Addition, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on File in Book 2, Page 68, Plat Records of El Paso County, Texas

is unsafe and dangerous.

According to the real property records of the County of El Paso, Texas, Maria Elena Castruita, 417 S. Ochoa Street, El Paso, Texas 79901, is listed as the Owner of the real property described herein.

The Owner of said property is hereby ordered to appear before City Council and any mortgagees, lien holders, and other persons having an interest in said property are entitled to appear before City Council at said date, hour, and place to show cause why said Building should not be declared a nuisance and ordered to be abated; and

The Owner, lien holders, mortgagees, or any other person having an interest in the property are hereby required to submit at the hearing proof of the scope of any work that may be required to bring the building into compliance with Titles 17 and 18 of the code as mandated by Section 18.52.040 of the Municipal Code, and to specify the time it will take to reasonably perform the work.

At the hearing, the owner, lien holders, mortgagees, or any other person having an interest in the property must present to City Council any evidence showing that the structure or part thereof is safe.

All documents such as building plans, specifications, drawings, reports from design professionals and any other required documents must be presented to City Council at this hearing.

The time periods, which govern the completion of work ordered by Council, are outlined in Subsection 18.52.040 (3) pursuant to State law.

If the Owner fails, neglects or refuses to comply with the order of City Council the City may pursue one, or more of the following actions:

- I) the city will perform any and all work needed to bring the property into compliance with this order, at its own expense, but for and on account of the Owner, of said property, the cost of which shall be assessed as a lien against the property and;
- II) assess a civil penalty against the property Owner for failure to repair, remove or demolish said Building in an amount not to exceed \$1000.00 a day for each violation, or \$10 a day if the Owner shows that the property is the Owner's lawful homestead and;
- III) the Owner may be confined in jail as permitted by state law and;
- IV) appoint a receiver as permitted by state law.

Any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of the assessment until paid in full; and

That the City Clerk is ordered to provide notice of this hearing to the record Owner and all other persons having an interest in the property as provided by law.

According to the real property records of El Paso County, you own the real property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to the Housing Compliance Office of the Building Permits and Inspections, 5th floor, City Hall, no later than the 20th day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

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*NOTICE OF PUBLIC HEARING

To All Interested Parties:

You are hereby notified that at 9:00 a.m. on the 12th day of August, 2003 in the Council Chambers of City Hall, #2 Civic Center Plaza, El Paso, Texas, the City Council of El Paso will hold a public hearing on the question of whether the Building located on the property at 5025 Joe Herrera Drive, in El Paso, Texas, which property is more particularly described as:

Lot: The westerly 39.15 feet of Lot 22 and the easterly 33 feet of Lot 23, Block 15, Tobin Park Addition, an Addition to the City of El Paso, El Paso County, Texas, according to the plat thereof, recorded in Volume 17, Page 7, Plat Records of El Paso County, Texas is unsafe and dangerous.

According to the real property records of the County of El Paso, Texas, Ernest S. Huey, 316 N. West 39th Street, Blue Springs, MO 64015, is listed as the Owner of the real property described herein.

The Owner of said property is hereby ordered to appear before City Council and any mortgagees, lien holders, and other persons having an interest in said property are entitled to appear before City Council at said date, hour, and place to show cause why said Building should not be declared a nuisance and ordered to be abated; and

The Owner, lien holders, mortgagees, or any other person having an interest in the property are hereby required to submit at the hearing proof of the scope of any work that may be required to bring the building into compliance with Titles 17 and 18 of the code as mandated by Section 18.52.040 of the Municipal Code, and to specify the time it will take to reasonably perform the work.

At the hearing, the owner, lien holders, mortgagees, or any other person having an interest in the property must present to City Council any evidence showing that the structure or part thereof is safe.

All documents such as building plans, specifications, drawings, reports from design professionals and any other required documents must be presented to City Council at this hearing.

The time periods, which govern the completion of work ordered by Council, are outlined in Subsection 18.52.040 (3) pursuant to State law.

If the Owner fails, neglects or refuses to comply with the order of City Council the City may pursue one, or more of the following actions:

- I) the city will perform any and all work needed to bring the property into compliance with this order, at its own expense, but for and on account of the Owner, of said property, the cost of which shall be assessed as a lien against the property and;
- II) assess a civil penalty against the property Owner for failure to repair, remove or demolish said Building in an amount not to exceed \$1000.00 a day for each violation, or \$10 a day if the Owner shows that the property is the Owner's lawful homestead and;
- III) the Owner may be confined in jail as permitted by state law and;
- IV) appoint a receiver as permitted by state law.

Any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of the assessment until paid in full; and

That the City Clerk is ordered to provide notice of this hearing to the record Owner and all other persons having an interest in the property as provided by law.

According to the real property records of El Paso County, you own the real property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to the Housing Compliance Office of the Building Permits and Inspections, 5th floor, City Hall, no later than the 20th day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

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Motion made, seconded and unanimously carried to move to the regular agenda the following:

NOTICE OF PUBLIC HEARING

To All Interested Parties:

You are hereby notified that at 9:00 a.m. on the 12th day of August, 2003 in the Council Chambers of City Hall, #2 Civic Center Plaza, El Paso, Texas, the City Council of El Paso will hold a public hearing on the question of whether the Building located on the property at 3815 Truman Avenue, in El Paso, Texas, which property is more particularly described as:

Lots: 9 through 12, and the E 17 ½ feet of Lot 13, Block 110, Map of Morningside Heights Addition, an Addition to the City of El Paso, El Paso County, Texas, according to the plat thereof, recorded in Volume 11, Page 33, Plat Records of El Paso County

is unsafe and dangerous.

According to the real property records of the County of El Paso, Texas, John J. Fox, 4741 Maxwell Avenue, Apt. 13, El Paso, Texas 79924, is listed as the Owner of the real property described herein.

The Owner of said property is hereby ordered to appear before City Council and any mortgagees, lien holders, and other persons having an interest in said property are entitled to appear before City Council at said date, hour, and place to show cause why said Building should not be declared a nuisance and ordered to be abated; and

The Owner, lien holders, mortgagees, or any other person having an interest in the property are hereby required to submit at the hearing proof of the scope of any work that may be required to bring the building into compliance with Titles 17 and 18 of the code as mandated by Section 18.52.040 of the Municipal Code, and to specify the time it will take to reasonably perform the work.

At the hearing, the owner, lien holders, mortgagees, or any other person having an interest in the property must present to City Council any evidence showing that the structure or part thereof is safe.

All documents such as building plans, specifications, drawings, reports from design professionals and any other required documents must be presented to City Council at this hearing.

The time periods, which govern the completion of work ordered by Council, are outlined in Subsection 18.52.040 (3) pursuant to State law.

If the Owner fails, neglects or refuses to comply with the order of City Council the City may pursue one, or more of the following actions:

- I) the city will perform any and all work needed to bring the property into compliance with this order, at its own expense, but for and on account of the Owner, of said property, the cost of which shall be assessed as a lien against the property and;
- II) assess a civil penalty against the property Owner for failure to repair, remove or demolish said Building in an amount not to exceed \$1000.00 a day for each violation, or \$10 a day if the Owner shows that the property is the Owner's lawful homestead and;
- III) the Owner may be confined in jail as permitted by state law and;
- IV) appoint a receiver as permitted by state law.

Any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of the assessment until paid in full; and

That the City Clerk is ordered to provide notice of this hearing to the record Owner and all other persons having an interest in the property as provided by law.

According to the real property records of El Paso County, you own the real property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to the Housing Compliance Office of the Building Permits and Inspections, 5th floor, City Hall, no later than the 20th day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

Mr. Tom Maguire, Building Permits and Inspections, explained that postponing at this time will delay the notification process, it can be postponed at the public hearing. This is just to notify interested parties in the property at this time.

Representative Austin asked if it could be postponed at this time and then change the public hearing date.

Mr. Maguire responded that it could be postponed but that all the paperwork has already been generated.

Representative Cook gave more details on postponing items.

Motion made by Representative Cushing, seconded by Representative Cobos, and unanimously carried to approve the above Notice of Public Hearing.

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*Motion made, seconded and unanimously carried that the street and drainage improvements in the following subdivision be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications.

Subdivision: Maria Seanes Estates Unit One
Owner/Developer: Saratoga Homes LTD
Consultant: ATCON Engineering

Street Improvements:

Jose Bombach Drive - from the northeast property line of Vista Del Sol Drive to the southeast subdivision boundary line

Via Inca Drive - from the west property line of Jose Bombach Drive to the east property line of Roger Bombach Drive

Via Grande Drive - from the west property line of Jose Bombach Drive to the east property line of Roger Bombach Drive

Maria Seanes Drive - from the west property line of Jose Bombach Drive to the end of cul-de-sac

Roger Bombach Drive - from the north property line of Maria Seanes Drive to the southeast subdivision boundary line

Via Seca Drive - from the north property line of Via Inca Drive to the end of cul-de-sac

Via Chica Drive - from the east property line of Jose Bombach Drive to the southeast subdivision boundary line

Drainage Improvements:

Retention Ponding Area - at Lot 25, Block 1; 0.78 ac. Area; 6.62 ac-ft. Capacity; 1-Thrust Block Structure with Concrete Rip-Rap; 71 ft. of 24" R.C.P.; 776 ft. X 6 ft. high Rock Wall Fence around the ponding area perimeter; 1-18 ft. Double Swing Gate; and 780 ft. Concrete Sidewalk

25 ft. Drainage Easement R.O.W. - between Lots 8 and 9, Block 1; 210 ft. X 6 ft. high Rock Wall Fence located at the east and the west sides of the easement; and 2-18 ft. Double Swing Gates

25 ft. Drainage Easement R.O.W. - between Lots 21 and 22, Block 1; 309.41 ft. X 6 ft. high Rock Wall Fence located at the northeast and the southwest sides of the easement; and 2-18 ft. Double Swing Gates

Storm Drainage System - 1-8 Grate Drop Inlet Type I located at Maria Seanes Drive

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*Motion made, seconded and unanimously carried that the street and drainage improvements in the following subdivision be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 1)**

Subdivision: West Hills Unit Twenty Three Phase I-A
Owner/Developer: Sierra Hills Joint Venture
Consultant: Conde Engineering

Street Improvements:

Helen of Troy Drive - from the east property line of Resler Drive to the northeast subdivision boundary line

Drainage Improvements:

Surface Drainage

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*Motion made, seconded and unanimously carried to approve the request for the following names to be placed on the Reinstatement list in accordance with Article VI, Section 6.10-10, of the Civil Service Charter Provisions:

- A. Elizondo, Daniel, Coach Operator
- B. Dieu, Jera, Coach Operator
- C. Gable, Robert, Zoo Keeper
- D. Maldonado, Olga, Clerk Typist III
- E. Castenada, Gilbert, Groundskeeper
- F. Henderson, Robert D., Tax Deputy Administrator

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*Motion made, seconded and unanimously carried to approve the following provisional appointments in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

- A. Accountant I (1)
- B. Treasury Services Analyst (1)
- C. Police Administrative Services Manager (1)
- D. Stores Clerk I (1)
- E. Vehicle Parts Specialist (1)

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*Motion made, seconded and unanimously carried to approve the request for installation of guardrail at 7704 Barton Street. Cost is \$1,236.78.
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*Motion made, seconded and unanimously carried to delete the request that the Director of Purchasing be authorized to exercise the City's option to extend the term of the contract, for one (1) additional year, from May 1, 2003 through April 30, 2004, pursuant to the provisions of contract 2000-030R, Long Distance Services, with AT & T, \$72,000.00 estimated annual.

Option No.: One (of Two)

Department: Communications
Funds available: Various
Funding source: Various
Total award: \$72,000.00 (estimated annually)

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*Motion made, seconded and unanimously carried to approve budget transfer BT2003-756
PARKS AND RECREATION

This budget transfer requests an appropriation increase to install a CCTV security camera monitoring system at Armijo Recreation Center. Funds come from accumulated fund balance.

Increase	\$15,000	to	51510065/P50020716307/407002	Est Rev
Increase	\$15,000	to	51510065/P50020716307/508003	Bldg Improvements

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*Motion made, seconded and unanimously carried to approve budget transfer BT2003-757 MUSEUM

To appropriate funds for travel – Head of Education, and Assistant Head of Education to attend National Art Education Association Annual Conference in Minneapolis, MN – April 2003. Funds donated by TCA.

Increase	\$750	to	54154001/G54000707402/406001	StateGrntProc
Increase	\$750	to	54154001/G54000707402/504201	Employee Travel

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*Motion made, seconded and unanimously carried to approve budget transfer BT2003-788
SOLID WASTE MANAGEMENT

Movement of appropriations within the fund is necessary to provide funding as necessary for temporary services contracts. Temporary services are needed in order to staff collection routes and collection stations so that services will continue without interruption to the community.

Increase	\$70,000	to	34010291/40403/502001	Temp ServCont
Decrease	\$40,000	from	34010296/40403/501000	NonUnifWages&Sal
Decrease	\$30,000	from	34010293/40403/501000	NonUnifWages&Sal

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*Motion made, seconded and unanimously carried to approve the request of Child Crisis Center of El Paso to hold a 5k foot race on November 16, 2003 from 7:00 a.m. to 11:00 a.m. Route: Start on 1300 Hardaway to Bliss, turn left on Bliss to Radford St. turn right on Radford St., proceed on Radford St. to Leeds Ave., turn right on Leeds Ave. to Hawley, turn right on Hawley to Post, turn left on Post to Howze, proceed on Howze to Timberwolf, turn right on Timberwolf to Cumberland, turn left on Cumberland to Radford, turn left on Radford to Cumberland, turn left on Cumberland to Graham, turn right on Raynolds to Clifton, turn left on Clifton to Radford, turn right on Radford to Trowbridge, turn right on Trowbridge to Hardaway and finish at 1300 Hardaway. Approximately 750 persons and one pace car will take part. This request includes permission to use amplification (1 microphone and 1 vehicle speaker). PERMIT NO. 03-099
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Motion made, seconded and unanimously carried to approve the request of Angel Pacheco to use amplification (15 amplifiers and microphones-3000 watts) at Eastwood Park on July 13, 2003 from 12:00 p.m. to 9:00 p.m. Approximately 10 persons will take part and 100 spectators are anticipated. PERMIT NO. 03-103

NOTE: The ending time on the request was revised from 4:00 p.m. to 9:00 p.m.

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ORDINANCE 15480

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A PORTION OF A DEDICATED ALLEY WITHIN BLOCK G, MONTOYA TOWNSITE SUPPLEMENTARY MAP NO. 2, EL PASO, EL PASO COUNTY, TEXAS.**

Representative Austin asked for Planning's recommendation and for any opposition.

Mr. Rudy Valdez from Planning, Research and Development stated that CPC and DCC are recommending vacation. No opposition in writing.

Mr. Victor Firth, representing the applicant, asked for approval and made no other comments.

There being no further public comment, the vote was taken.

Motion duly made by Representative Austin, seconded by Representative Escobar, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Austin, Cushing, Lozano, Power, Escobar, Rojas and Cobos

NAYS: Cook Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

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ORDINANCE 15481

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF A PORTION OF TRACT 8B AND A PORTION OF TRACT 5G, BLOCK 11, UPPER VALLEY SURVEYS, EL PASO, EL PASO COUNTY, TEXAS (BORDERLAND ROAD NORTH OF ARTCRAFT ROAD) FROM R-F (RANCH AND FARM) TO R-2A (RESIDENTIAL). THE PENALTY IS AS PROVIDED IN SECTION 20.68.010 OF THE EL PASO MUNICIPAL CODE.**

Representative Austin questioned whether or not the Ordinance should be amended to R-2A instead of R-3A.

Mr. Rudy Valdez from Planning, Research and Development and Representative Cook explained that the applicant has agreed to R-2A.

Ms. Lisa Turner, citizen, expressed her opposition to R-2A as it would make it too expensive for a regular person to live in that area of the Westside. She spoke in favor of the R-3A, and followed with comments about the master plan.

Representative Escobar explained that the master plan is more of a guide than an agreement.

Mr. James Maxfield, citizen, expressed his support of the R-2A.

Mr. Sam Legate, citizen, thanked Council and the developer for thinking about maintaining the integrity of the neighborhood.

Mr. Hardy, Canutillo Independent School District, expressed his opposition to R-3A because the upper valley area will no longer be the agricultural and quiet neighborhood that it is now. R-2A is good but R-2 would be better.

Ms. Yvonne Sanchez, Damiano Elementary, commented that she is not against the development but concerned about the growth in that area and not having the means to accommodate the growth at Damiano Elementary. She requested that the developer meet with them to try to reach a compromise on addressing this issue.

Ms. Yolanda Giner, attorney for the applicant, explained that the developer did meet with the opposition and made a compromise to R-2A. She informed Council that the developer should and will be scheduling more meetings with Canutillo Independent School District as needed.

There being no further public comment, the vote was taken.

Motion duly made by Representative Austin, seconded by Representative Cook, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Austin, Cushing, Lozano, Cook, Power, Escobar, Rojas and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

NOTE: Ordinance was revised from R-3A to R2A.

.....
ORDINANCE 15482

The City Clerk read an Ordinance entitled: An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the Class of **CAPITAL IMPROVEMENTS PROGRAM ADMINISTRATOR**.

Representative Cobos questioned whether this individual would be overseeing the Quality of Life Bond projects and asked for the scope of duties.

Ms. Pat Aauto, Deputy Chief Administrative Officer for Building and Planning Services, responded that this individual would be overseeing the capital improvement programs, which do include the Quality of Life Bond projects, but include many other projects, as well.

There being no further public comment, the vote was taken.

Motion duly made by Representative Cook, seconded by Representative Cushing, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Austin, Cushing, Lozano, Cook, Power, Escobar, Rojas and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

ORDINANCE 15483

The City Clerk read an Ordinance entitled: An Ordinance amending Ordinance 8064 (the classification and compensation plan) to revise the class of **PLUMBING INSPECTOR**.

There being no public comment, the vote was taken.

Motion duly made by Representative Escobar, seconded by Representative Cobos, that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Austin, Cushing, Lozano, Cook, Power, Escobar, Rojas and Cobos

NAYS: None Absent: None

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

*Motion made, seconded and unanimously carried to postpone one (1) week the Public hearing to determine if the property located at 9498 Montwood Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owner of this property, Christopherson Construction, Inc., 6406 Needham Lane, Austin, Texas 78739-1511, has been notified of the violations at this property.

*Motion made, seconded and unanimously carried to postpone one (1) week the Public hearing to determine if the property located at 8126 Lowd Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owner of this property, Joaquina Castillo, 8116 Algerita Court, El Paso, Texas 79915-4604, has been notified of the violations at this property. Delinquent taxes in the amount of \$1,332.47.

*Motion made, seconded and unanimously carried to postpone one (1) week the Public hearing to determine if the property located at 8821 Harding Way, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. The owner of this property, Amparo R. Munoz, 8821 Harding Way, El Paso, Texas 79907, has been notified of the violations at this property.

RESOLUTION

WHEREAS, the Director for Building Permits and Inspections and the Fire Marshal of the City of El Paso have conducted an investigation and have reported to the City Council in writing that they are of the opinion that the structure located on the property at 3726 Tularosa Avenue, in El Paso, Texas, which property is more particularly described as follows:

Lots: The West ½ of Lot 20 and all of Lot 21, Block 1, Map No. 2 of the Government Hill Addition, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on File in Book 1, Page 41, Plat Records of El Paso County, Texas

is dilapidated, substandard, and unfit for human habitation; is a hazard to public health, safety, and welfare; does not meet the minimum standards for continued use and occupancy contained in Titles 17 and 18 of the Municipal Code which are adopted and incorporated by reference into Section 18.52; and

WHEREAS, Sergio Diaz & Angelica Diaz, 3726 Tularosa Avenue, El Paso, Texas 79903, record Owners, and all mortgages and lienholders were duly notified according to law to appear at a public hearing before City Council at 9:00 a.m. on July 8th, 2003; and

WHEREAS, NO ONE, APPEARED,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That City Council having heard the evidence, makes the following findings:
 - a. That the structures located on said property are condemned as substandard, unfit for human habitation or use, and therefore a hazard to the public health, safety, and welfare; and
 - b. That the structures are not in substantial compliance with municipal ordinances regulating fire protection, structural integrity, and disposal of refuse; and
 - c. The structure's certificate of occupancy is hereby revoked; and
 - d. Since the owners have failed to supply any drawings, plans, or reports to indicate otherwise, we find that the structure cannot be repaired.
2. That the City Council hereby orders Owners to comply with the following requirements:
 - a. That the front structure be secured and maintained secure within (30) days; and
 - b. That the rear structure be demolished within 30 days; and
 - c. That the premises be cleaned of all weeds, trash and debris within (30) days; and
 - d. That a public hearing be scheduled for September 9th, 2003, in the City Council Chambers, to determine if the Council order has been complied with and, if not, to determine penalties; and
 - e. That the Owners of said Building are hereby ordered to comply with all requirements of the Resolution; and
 - f. The owners are advised that in order to obtain a new certificate of occupancy, the entire building and its service systems must be brought into compliance with the current codes.
 - g. That upon failure of the Owners to comply with this Resolution, any mortgagees, lienholder, and other persons having an interest in the property have an additional ten (10) days to secure the front structure and maintain the front structure secure and demolish the rear structure and clean the premises of all weeds, trash, and debris; and
3. That upon failure of the Owners to comply with this Order, the City of El Paso through its Director for Building Permits and Inspections shall secure the front structure and maintain the front structure secure and demolish the rear structure and clean the premises of all weeds, trash, and debris at its own expense, but for and on account of the Owners of said property; and
4. That said Owners shall become personally liable for all costs incurred by City in connection with securing and maintaining the front structure secure and demolishing the rear structure and cleaning the premises of all weeds, trash and debris; and
5. That the costs incurred by the City in connection with the cleaning the premises of all weeds, trash, and debris shall become due and payable within thirty (30) days of the date of completion of the work and such cost shall be assessed as a lien against the property unless paid; and

6. That upon failure of the Owners to comply with this Order, one or all of the following actions will be taken:
 - a. The City will perform any and all work needed to bring the property into compliance with this order, at its own expense but for and on account of the Owners of said property, the cost of which shall be assessed as a lien against the property; and
 - b. That upon failure of the Owners to comply with this order the City Council may assess a civil penalty against the property Owners in an amount not to exceed \$1,000.00 a day for each violation or, if the Owners show that the property is the Owner's lawful homestead, in an amount not to exceed ten (10) dollars a day for each violation; and
 - c. That upon failure of the Owners to comply with this order, the Owners may be confined in jail as permitted by state law; and
7. That upon failure of the Owners, any mortgages or lienholders to restore the Building so that it complies with all relevant City Code requirements, the City of El Paso, if applicable, may bring an action in District Court to request appointment of a receiver for the rehabilitation of said property pursuant to Section 214.003 of the Texas Local Government Code; and
8. The Owners, any mortgagees, or lienholders have a right to appeal these findings to a court of competent jurisdiction within ten (10) days after notice of this Resolution. The findings shall become final after ten (10) days of receipt of Notice; and
9. That any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of assessment until paid in full; and
10. That the City Clerk is ordered to cause copies of this Resolution to be served on the record Owners and all other persons having interest in the property as provided by law.

According to the real property records of El Paso County, you own the property described in this notice. If you no longer own the property, you must execute an affidavit stating that you no longer own the property and stating the name and last known address of the person who acquired the property from you. The affidavit must be delivered in person or by certified mail, return receipt requested, to this office no later than the 20th day after the date you receive this notice. If you do not send the affidavit, it will be presumed that you own the property described in this notice, even if you do not.

Mr. Thomas Maguire, Building Permits & Inspections Department, presented case to Council Members and gave the department's recommendation(s).

Motion made by Representative Cobos, seconded by Representative Escobar, and unanimously carried to approve the above Resolution.

.....
 *Motion made, seconded and unanimously carried to delete the public hearing to determine if the Council Resolution of May 27th, 2003, for the property located at 551 Cora Place, in the City of El Paso (legal description on file with the City Clerk) has been complied with and if not to determine penalties. The owner of record as of March 4th, 2003, Elvira F. Chabarría, 551 Cora Place, El Paso, Texas 79915, has been notified of the violations at this property. Delinquent taxes in the amount of \$629.61.

.....
 * Motion made, seconded and unanimously carried to postpone one (1) week the discussion and action regarding the issuance of early start permits in general and the request for an early start permit for the construction project located at Hondo Pass and Gateway South.

*Motion made, seconded, and unanimously carried to move to executive session the report regarding the Adult Business Ordinance.

No action was taken on the report regarding the Adult Business Ordinance.

.....
No action was taken on the report on Council's options to limit campaign contributions.

Ms. Rita Rodriguez, City Attorney, explained and made comparisons with other cities such as Austin. She recommended sending it to a Legislative Review Committee meeting.

Representative Power recommended that it be sent to the Citizens Advisory Committee and that they come back with a recommendation to Council.

Representative Cook agreed with sending it to Citizens Advisory Committee, but asked that Representative Power bring back the item setting the amount limitation for members of the A & E Selection Committee as it was initially placed on the agenda a couple of weeks ago so that Council can take action on that separate from the campaign contributions.

Representative Cobos thanked Ms. Rodriguez for the report and asked for time to analyze this very carefully after the budget hearing.

Representative Power believes there is the ability to have an impact on Council members' decisions and that it needs to be taken care of immediately.

Representative Austin commented that San Antonio has a very good approach, different than Austin, and believes the City of El Paso should follow it.

.....
Motion made, seconded and unanimously carried to instruct the ADA Coordinator and the Traffic Engineering Division to work together to perform a study on the installation of Audible and Vibrating Pedestrian Signaling Devices at the intersections as submitted and recommended by consumer organizations for the blind and visually impaired and initiate installation of said devices at the intersections and to report back to Council in four (4) weeks.

Mr. Eric Reed, Chairman of the Accessibility Advisory Board, stated that he placed the item on the agenda in order to have Council direct Traffic Dept. to look at the possibility of placing audible pedestrian signaling devices at different locations. He suggested placing a few at some intersections as test, cost effective.

Representative Power commended Mr. Reed and Accessibility Advisory Board for their initiative and suggested that Council instruct the ADA Coordinator, already on City's payroll and to get more out of this position, to work with the Traffic Engineering Division to come up with a plan of action and to determine the cost of audible and vibrating devices.

Representative Austin asked for an amendment to "Traffic Dept. to work with ADA Coordinator" in order to put pressure on the Traffic Engineering Division.

Ms. Olivia Schonberger, visually impaired member of the community, expressed her support of the initiative but asked not only for a study but actually placing the devices. She asked that Council think about the visually impaired and the elderly.

Mr. Ted Marquez, Traffic Engineering Division, commented on an already existent study.

.....
Motion made by Representative Cobos, seconded by Representative Cushing and carried that JIM MARTINEZ be confirmed as Interim Chief Administrative Officer, effective July 8, 2003, at a salary of \$150,000 per annum, plus any additional benefits of the position.

Representative Power voted Nay.

Mayor Joe Wardy commented on Mr. Martinez's credentials and asked for Council's support on his selection.

Representative Power commented on Mr. Martinez's impressive credentials but expressed his concern on Section 5.1 of the City Charter where it states that Chief Administrative Officer shall be chosen solely upon the basis of executive and administrative training, experience and ability, which shall include a Master's degree in public administration or a related field from an accredited university, and extensive, practical experience, showing progressive responsibility in local government administration.

Representatives Cobos, Cushing and Lozano expressed their support of a local individual and suggested to make the position an Interim appointment. It is better than spending a lot of money to go out and look for someone.

Representatives Cook, Power and Austin stated that they will support an Interim appointment, but to do a national search for a CAO.

Mayor Wardy stated that the City can take a direction after the November Election on whether or not the citizens want a City Manager form of government and asked for Council's support again.

Mr. Taylor Moore, retired lawyer and citizen, stated that the problem with this appointment is not Mr. Martinez's qualifications but his affiliation with Jobe Concrete, conflict of interest.

Mr. Martinez responded that in the last years he has represented various clients such as Jobe Concrete and many others and did not feel that would disqualify him

Ms. Lisa Turner and Ms. Sussanah Byrd, citizens, also read the section of the Charter into the record and stated that by approving the appointment, Charter would be violated because of the lack of local government experience.

Mr. Jorge Artalejo, citizen, commented.

Ms. Belen Robles, citizen, expressed her support of the appointment, make an Interim appointment and then let the voters decide whether they want a City Manager form of government. It is great that Mr. Martinez went out to get an excellent education and came back to El Paso, give this young man the opportunity to show what our local talent can do for the City.

Representative Power requested that a time limit be set on the appointment. Representative Cook agreed.

Mr. David Escobar, attorney, expressed his support on the appointment of Mr. Martinez and commended Mr. Martinez on his education and experience. Give the Mayor the tools and the mandate that the voters gave him on election day.

Dr. Kathy Stout, Political Science professor at UTEP, quoted sections of the book entitled "Going Local", and gave both sides about local hiring within the confines that the City allows.

Representative Austin asked for clarification on the Charter where Interim positions are limited to one year.

Representative Cook explained that one year limitation applies to employees who fall under Civil Service Commission.

Representative Rojas stated that she understands that the Mayor can remove the CAO after six months.

Mr. Martinez thanked Council for the appointment.

NOTE: Item was revised to include "Interim".

.....
Motion made Representative Cobos, seconded by Representative Lozano and unanimously carried that LISA A. ELIZONDO be confirmed as City Attorney, effective July 14, 2003, at a salary of \$130,000 per annum, plus any additional benefits of the position.

Mayor Wardy commented on Ms. Elizondo's outstanding credentials.

Representative Austin asked for clarification of Ms. Elizondo's ongoing financial relationship with any entity after taking the position.

Mayor Wardy responded that Ms. Elizondo will be starting a week from now due to some pending issues that she will be taking care of in the next week.

Mr. Taylor Moore, retired lawyer and citizen, made the comment on conflict of interest due to affiliation with Jobe Concrete.

Ms. Lisa Turner, citizen, commented.

Mr. Jorge Artalejo, citizen, commented.

Ms. Belen Robles commended Ms. Rita Rodriguez for her great job and expressed her support of the appointment.

Ms. Elizondo thanked Council for her appointment and expressed her eagerness to work for the City of El Paso.

.....
Motion made by Representative Cook, seconded by Representative Escobar, and unanimously carried to move to the forefront the discussion, action and short presentation regarding the El Paso's Fire Combat Challenge Team by Representative John Cook.

Mr. Dave Valero, member of the Fire Combat Challenge Team, presented a PowerPoint presentation to Council that outlined the Fire Department's mission, vision, and goals (presentation on file in the City Clerk's office). He commented on the passion from the members of this team and the Fire Department overall, and their commitment to the community. The El Paso Fire Department is receiving worldwide recognition. The Combat Challenge competition is televised on ESPN and has been rated by EPSN as the toughest 2 minutes in sports. They have been qualified for the world championship in November. Any competition prepares them physically to perform their jobs better and safer, time is critical when saving lives. This is a team filled with a common passion with some needs and requested Council's and the community's financial support in order to send 13 fire fighters to two competitions per year. Mr. Valero proceeded to show the travel costs and stated they have received about \$3,400 in donations from the private sector.

Representative Cook challenged the private sector to participate and Council with discretionary funds.

No action was taken on the discussion, action and short presentation regarding the El Paso's Fire Combat Challenge Team by Representative John Cook.

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No action was taken on the discussion of Third Quarterly Financial Report by Chief Financial Officer.

Mr. Bill Chapman, CFO, gave presentation on the City of El Paso's Revenue and Expenditure Quarterly Report, presentation on file in the City Clerk's office.

Representative Austin questioned the over expenditure under Municipal Services and how it would be handled and commented on parking meter revenues' significant decrease.

Mr. Chapman responded that this was due to an increase of fuel costs and higher utility costs and that the City is looking into meters not only taking quarters but other types of change in an effort to increase the revenues.

Representative Cobos commented that Council would like a separate account for parking meter incremental revenues and stated that he likes the way the accounts are broken down but would like a report that looks like an income statement used by the private sector.

Mr. Chapman responded that the budget resolution does show a breakdown of accounts and stated that he will be providing such report to Council.

Representative Cushing asked for an explanation of the non-departmental account.

Mr. Chapman clarified.

.....
Motion made by Representative Power, seconded by Representative Escobar and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

- A. An Ordinance amending Ordinance 8064 (The Classification and Compensation Plan) to revise the Class of ENVIRONMENTAL COMPLIANCE MANAGER.
- B. An Ordinance amending Title 18 (Buildings and Construction) of the El Paso Municipal Code, by amending Chapter 18.02 (Building and Construction Administrative Code), by adding Section 18.02.101.4.9 (Third Party Plan Review & Inspection Services), amending Section 18.02.103.7 (Fees) and amending Sections 18.02.108 (Inspections) to provide for the review of permit documents and the performance of inspections by approved third party companies. The penalty being as provided in Section 18.04.107 of the Code.

PUBLIC HEARING WILL BE HELD ON JULY 22, 2003 FOR ITEMS A – B

NOTE: Content on Ordinance "B", page 2, 1st sentence, was revised to make the word "company" plural to read "companies" on draft ordinance.

Mr. Luis G. Sariñana, citizen, made the recommendation of making the word "company" plural on page two, first sentence of the draft ordinance.

Ms. Lisa Turner, citizen, suggested postponing the item until Council has an idea of what the budget is going to look like because of its cost.

Ms. Pat Aauto, Deputy Chief Administrative Officer for Building and Planning Services, explained that Council is not awarding a contract but simply amending the Code.

Mr. Ray Aauto, citizen, asked for Council's approval.

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

.....
ADDITION TO THE AGENDA

Motion made by Representative Cook, seconded by Representative Power and unanimously carried to direct the City Attorney's office to draft an ordinance setting the annual permit fees for taxi cabs. Representative Power was not present for the vote.

Mr. David Escobar, attorney representing the Cab Drivers Association, requested that taxicab annual permit fees be reduced again this year, like last year, from \$250 to \$150 and be kept the same due to 9/11 events and the deployment of military personnel causing a decrease in revenue.

Representative Cook stated that he believes that this permit fee also covers yearly criminal background investigation on drivers.

Mr. Escobar responded that there are other fees and that the background check is also charged when renewing drivers license.

.....
SECOND ADDITION TO THE AGENDA

*Motion made, seconded and unanimously carried to appoint Ray Mancera to the City Plan Commission by Representative Jose Alexandro Lozano.

Motion made by Representative Cobos, seconded by Representative Escobar and unanimously carried that the City Council retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES

A.	Jose Velasquez, 03-A-003	(551.071)
B.	George DeAngelis and Lysette DeAngelis, 03-C-115	(551.071)
C.	Juan Arreola, 03-A-007	(551.071)
D.	Report regarding the Adult Business Ordinance	(551.071)

Motion made by Representative Cook, seconded by Representative Cobos and unanimously carried to adjourn the Executive Session and reconvene the meeting of the City Council, Representative Escobar was not present for the vote, during which time motions were made as follows:

.....
Motion made, seconded and carried that the City settle its subrogation interest in the claim of **JOSE VELASQUEZ; Our File No. 03-A-002** as recommended by the City Attorney.

Representative Escobar was not present for the vote
.....

Motion made, seconded and carried that the claim entitled **George DeAngelis and Lysette DeAngelis; Our File No. 03-C-115** be **DENIED** as recommended by the City Attorney.

Representative Escobar was not present for the vote

NOTE: Motion was revise to include "Lysette DeAngelis".

.....
Motion made, seconded and carried that the City settle its subrogation interest in the claim of **JUAN ARREOLA; Our File No. 03-A-007** as recommended by the City Attorney.

Representative Cushing voted Nay. Representative Escobar was not present for the vote

.....
No action was taken on the report regarding the Adult Business Ordinance.

Ms. Laura Gordon, First Assistant City Attorney, commented.

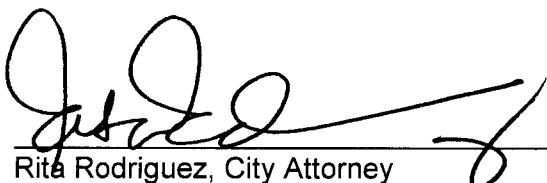
.....
Motion made by Representative Cook, seconded by Representative Cobos, and unanimously carried to adjourn the City Council meeting of July 8, 2003 at 1:50 p.m.

APPROVED AS TO CONTENT:

APPROVED AS TO FORM:



Richarda Duffy Momsen, City Clerk



Rita Rodriguez, City Attorney